

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

KEVIN JOSEPH GABRIEL BRENNAN,

Plaintiff,

-v-

3:17-cv-391
(DNH/DEP)

ROBERT BEHNKE, Broome County Attorney,
and DEBBIE PRESTON, Broome County
Executive,

Defendants.

APPEARANCES:

KEVIN JOSEPH GABRIEL BRENNAN
Plaintiff pro se
319 Exchange Avenue
Townhouse #20
Endicott, New York 13760

DAVID N. HURD
United States District Judge

DECISION and ORDER

Pro se plaintiff Kevin Joseph Gabriel Brennan brought this action alleging violations of the Americans with Disabilities Act, as amended, 42 U.S.C. § 12101 et seq. On May 2, 2017, the Honorable David E. Peebles, United States Magistrate Judge, advised by Report-Recommendation that plaintiff's complaint be dismissed based upon the pendency of a previously filed action involving the same allegations and causes of action. Plaintiff timely filed objections to the Report-Recommendation, along with a proposed amended complaint.

Based upon a de novo review of the portions of the Report-Recommendation to which plaintiff objected, the Report-Recommendation is accepted and adopted in all respects. See 28 U.S.C. § 636(b)(1).

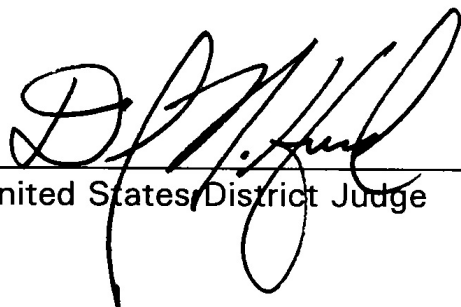
Therefore, it is

ORDERED that

Plaintiff's complaint is DISMISSED in its entirety

The Clerk is directed to file judgment accordingly and close the file.

IT IS SO ORDERED.



United States District Judge

Dated: July 5, 2017
Utica, New York.